

**RECEIVED  
CENTRAL FAX CENTER****MAY 02 2005**

**MYERS BIGEL SIBLEY & SAJOVEC, P.A.**  
Patent Attorneys  
4140 Parklake Avenue, Suite 600, Raleigh, NC 27612  
or  
P.O. Box 37428  
Raleigh, NC 27627  
919-854-1400  
Facsimile 919-854-1401

**TELECOPIER TRANSMISSION  
COVER SHEET**

**Date:** May 2, 2005 **File Number:** 9389-11

**Telecopier No.:** 703-872-9306 **Telephone No.:**

**To:** Commissioner for Patents

**Company:** U.S. Patent and Trademark Office

**From:** Julie H. Richardson, Esq.

**Number of Pages:** 2 **Return fax to:** Rosa Lee

If there is a problem with this transmission, please call (919) 854-1400. Our fax number is (919) 854-1401.

**Request for Continued Examination**

**Confidentiality Note**

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby prohibited. If you have received this telecopy in error, please immediately notify us by telephone and return the original message to us at the address above via the United States Postal Service. THANK YOU.

MAY 02 2005

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/738,547
Filing Date	12/17/2003
First Named Inventor	Samuel D. Griggs
Group Art Unit	3721
Examiner Name	John Sipos
Attorney Docket Number	9389-11

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCE's (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 C.F.R. § 1.114

a. ☒ Previously submitted Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 28, 2005.  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)

b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0220

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed


c. ☐ Payment by credit card (Form PTO-2038 enclosed)

d. ☒ If necessary, the Director is hereby authorized to charge any deficiencies, or credit any overpayments, to Deposit Account No. 50-0220

Myers Bigel Sibley & Sajovec, P.A., P. O. Box 37428, Raleigh, North Carolina 27627,  
Telephone: (919) 854-1400, Facsimile: (919) 854-1401, Customer No. 20792

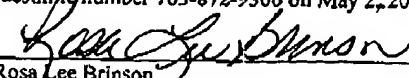
## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Julie H. Richardson	Registration No. (Attorney/Agent)	40,142
-------------------	---------------------	-----------------------------------	--------

Signature		Date	5/2/05
-----------	---	------	--------

## CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office via the central facsimile number 703-872-9306 on May 2, 2005.

	5/2/05
Rosa Lee Brinson	Date